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Message Text

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45
ACTION SCI-06

INFO OCT-01 ARA-11 IO-12 ADP-00 INT-08 SCEM-02 COME-00

SS-15 ACDA-19 CIAE-00 INR-10 L-03 NSAE-00 NSC-10

RSC-01 GAC-01 RSR-01 /100 W
---------- 029109
R 251447 Z APR 73
FM USMISSION IAEA VIENNA
TO SECSTATE WASHDC 2767
INFO AEC GERMANTOWN
AMEMBASSY MEXICO

UNCLAS IAEA VIENNA 3399

E. O. 11652: N/ A
TAGS: TECH, IAEA, MX
SUBJECT: ENRICHED URANIUM FUEL FOR MEXICAN POWER REACTOR

REF: IAEA VIENNA 3228

1. STEIN (AGENCY LEGAL DIVISION) HAS DISCUSSED FURTHER INTERNALLY PROPOSED U. S. COURSE OF ACTION FOR AMENDING ATOMIC ENERGY ACT AND U. S./ IAEA AGREEMENT FOR COOPERATION TO PAVE WAY FOR MEXICO TO OBTAIN FUEL FOR ITS POWER REACTOR THROUGH AGENCY, AND HAS PROVIDED FOLLOWING REACTIONS:

A. SECOND APPROACH FOR AMENDING ATOMIC ENERGY ACT, I. E., DELETING REQUIREMENT FOR CONGRESSIONAL AUTHORIZATION OF AMOUNTS OF SNM WHICH MAY BE DISTRIBUTED TO GROUP OF NATIONS, IS PREFERRED, SUBJECT TO REVIEW OF WHAT CONDITIONS, LIMITATIONS OR RESTRICTIONS, IF ANY, MIGHT BE ATTACHED TO THIS FORMULA. FIRST APPROACH IS ALSO ACCEPTABLE, ALTHOUGH AGENCY CLEARLY PREFERS AN ARRANGEMENT WHICH WOULD NOT RPT NOT REQUIRE ADDITIONAL AMENDMENTS TO ATOMIC ENERGY ACT EACH TIME THE FIGURE FOR INSTALLED CAPACITY OF ELECTRICAL ENERGY USED IN THE TEXT IS REACHED.

B. AGENCY WOULD APPRECIATE LEARNING WHAT TIMETABLE AEC HAS IN MIND FOR ACCOMPLISHING AMENDMENT OF ACT AND BILATERAL AGREEMENT, PARTICULARLY AN ESTIMATE OF WHEN WE MIGHT BEGIN

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NEGOTIATING LATTER.

C. AGENCY NOT RPT NOT CLEAR AS TO WHICH OTHER PROVISIONS IN ADDITION TO DURATION IN BILATERAL MIGHT ALSO HAVE TO BE AMENDED TO REFLECT CURRENT AEC POLICY, E. G., PRICE AND REPROCESSING, WHICH WERE MENTIONED IN PARA 2 STATE 29422.

D. AGENCY ALSO WONDERS WHETHER IT MIGHT BE POSSIBLE TO HAVE AN OPEN- ENDED AGREEMENT, I. E., NO RPT NO SPECIFIC EXPIR- ATION DATE, WHICH WOULD PRECLUDE NECESSITY OF HAVING TO WORRY ABOUT FUTURE AMENDMENTS TO ENSURE FUEL SUPPLY FOR LIFE- TIME OF OTHER REACTORS THAT MIGHT BE SUPPLIES.

E. AGENCY APPRECIATES U. S. WILLINGNESS TO RECONFIRM IN WRITING EXISTING COMMITMENT TO SUPPLY BALANCE OF 5,070 KILOS, AS NOTED PARA 4 STATE 65262.

F. AGENCY ALSO APPRECIATES U. S. WILLINGNESS TO PROVIDE FOR SOME INCREASED FLEXIBILITY FOR POSSIBLE SUPPLY OF HIGHLY ENRICHED URANIUM, PER PARA 7 STATE 65262.

2. AGENCY ALSO INDICATED A DESIRE FOR OBTAINING IN NEAR FUTURE INFORMATION CONCERNING TYPE OF ENRICHMENT SERVICES CONTRACT THAT WILL BE REQUIRED IN MEXICAN CASE, RECOGNIZING (1) NEED FOR FIRST PUBLISHING NEW CRITERIA, WHICH WILL UNDOUBTEDLY REQUIRE SOME CHANGES IN BOILERPLATE LANGUAGE OF MOST RECENT BILATERAL CONTRACTS USED; AND (2) UNIQUE FEATURE OF TRILATERAL CONTRACT THAT WILL BE REQUIRED FOR PROVIDING ENRICHMENT SERVICES THROUGH AGENCY. PERHAPS AEC MIGHT CONSIDER PROVIDING MODEL TEXT OF BILATERAL CONTRACT FOR PURPOSE OF FAMILIARIZING AGENCY LEGAL STAFF WITH ITS CONTENTS, NOTING, HOWEVER, THAT NUMBER OF PROVISIONS WILL HAVE TO BE MODIFIED FOR REASONS NOTED ABOVE.

3. MISSION WOULD APPRECIATE RECEIVING ADDITIONAL CLARIFICATION REQUESTED PER PARA 1(C) ABOVE, AND RESPONSE AND/ OR COMMENT PARAS 1 (B), 1(D) AND 2 ABOVE.

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Draft Date: 25 APR 1973
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Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Authority: n/a
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01 JAN 1960
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
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Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: n/a
Errors: n/a
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Secure: OPEN
Status: <DBA CORRECTED> jms 980202
Subject: ENRICHED URANIUM FUEL FOR MEXICAN POWER REACTOR
TAGS: TECH, MX, IAEA
To: AEC GERMANY
MEXICO
SCI
SECSTATE WASHDC
Type: TE
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